



IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
TESTAMENTARY AND INTESTATE JURISDICTION

**INTERIM APPLICATION NO. 805 OF 2024**  
**IN**  
**TESTAMENTARY SUIT NO. 61 OF 2021**

[No papers]

Dr. Sandra De Sa Souza

...Plaintiff

**Versus**

Natasha Ann Dsouza

...Defendant

**WITH**  
**TESTAMENTARY SUIT NO. 61 OF 2021**

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*Mr. J. S. Kini, Mr. Aum Kini i/b Ms. Sapna Krishnappa for Caveator.*

*Mr. Karl Tamboly (through VC), Ms. K. R. Daviervalva and Mr. Yazdi P. Jijina i/b Mulla and Mulla and Craigie Blunt and Caroe for Applicant/Org. Plaintiff.*

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**CORAM : SHARMILA U. DESHMUKH, J.**

**DATE : JANUARY 17, 2026**

**P. C. :**

**Interim Application No. 805 of 2024 :**

1. Learned counsel appearing for Applicant, on instructions, seeks permission to withdraw the Interim Application.
2. Interim Application is disposed of as withdrawn.

**Testamentary Suit No. 61 of 2021 :**

3. The following issues are framed :

*(i) Whether the Plaintiff proves that the writing dated 26<sup>th</sup> May, 2009 has been validly and legally executed and attested as the Will of the deceased Francis Anslem D'souza in accordance with law ?*

*(ii) Does the Plaintiff prove that the deceased Francis Anslem D'souza was of sound, disposing state of mind, memory and understanding at the time of execution of writing dated 26<sup>th</sup> May, 2009?*

*(iii) Does the Defendant proves that the writing dated 26<sup>th</sup> May, 2009 is forged and fabricated document?*

*(iv) What order and relief ?*

4. The Plaintiff to file list of witnesses, Affidavit of documents, compilation of documents and Affidavit of attesting witness on or before 13<sup>th</sup> February, 2026.
5. Stand over to **16<sup>th</sup> February, 2026.**
6. The attesting witness to remain present in the Court on the next date.
7. The process of inspection and discovery, admission and denials to be completed before the next date.

**[SHARMILA U. DESHMUKH, J.]**